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## EXTRAORDINARY PART II—Section 3—Sub-section (1) PUBLISHED BY AUTHORITY

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MINISTRY OF FINANCE

(Department of Revenue)

NOTIFICATION

CUSTOMS

New Delhi, the 8th July 1960

**G.S.R. 775.**—In exercise of the powers conferred by sub-section (2) of section 202 of the Sea Customs Act, 1878 (8 of 1878) as in force in India and as applied to the State of Pondicherry, the Chief Customs Authority hereby makes the following further amendments to the Custom House Agents Licensing Rules, 1960, namely:—

1. These rules may be called the Custom House Agents Licensing (Second Amendment) Rules, 1960.
2. In rule 9 of the Custom House Agents Licensing Rules, 1960 (hereinafter referred to as the principal Rules), sub-rule (1), the last sentence shall be omitted.
3. In rule 10 of the principal Rules, the brackets and figure "(1)" at the commencement and sub-rule (2) shall be omitted.
4. In rule 12 of the principal Rules, after the proviso, the following proviso shall be added, namely:—

"Provided further that an applicant may, at his option, furnish a further security of the nature described in clause (a), in lieu of a surety of equivalent amount".

5. In rule 17 of the principal Rules, for the first sentence, the following sentence shall be substituted, namely:—

"In the case of any firm being a licensee, any change or proposed change in the constitution thereof shall be reported to the Customs Collector as early as possible and in any event within a period of three days of the change having taken place."

6. In rule 21 of the principal Rules, in sub-rule (1),—

(i) for the words "clerk or servant" wherever they occur, the words "clerk, servant or agent" shall be substituted; and

(ii) after the words "duly approved by the Customs Collector", the following words shall be inserted, namely:—

"and has passed the examination conducted by the Customs Collector or by a committee of Customs Officers to be appointed by him for the purpose with a view to ascertaining that his knowledge of Customs law and procedure is adequate for his particular branch of work."

7. In rule 24 of the principal Rules, after sub-rule (1), the following sub-rule shall be inserted, namely:—
- “(A) In issuing such a licence to a Clearing Agent, Dalal or Muccadam, the Customs Collector may restrict the functions to be performed by the licensee to those performed before the coming into force of these rules by such Clearing Agent, Dalal or Muccadam, as the case may be.”
8. In the principal Rules, after rule 24, the following rule shall be added, namely:—
- “25.(1) An appeal shall lie to the Chief Customs Authority against every order of the Customs Collector—
- (i) rejecting an application for the renewal of a licence granted under these rules;
  - (ii) rejecting a fresh application made in accordance with rule 17;
  - (iii) refusing the grant or renewal of a special temporary licence under rule 24.
- (2) Every such appeal shall be made within ninety days of the date of the order and shall be accompanied by a fee of rupees fifty.
- (3) Save as otherwise provided in these rules, no appeal shall lie from the order of the Customs Collector rejecting an application for the grant or renewal of a licence under these rules.”
9. In Form A appended to the principal Rules, in item 4, the words and figures “under section 203, Sea Customs Act” shall be omitted.
10. In Form C appended to the principal Rules, for words ‘clerks and servants’ and the words ‘clerks or servants’ the words ‘clerks, servants and agents’ and the words ‘clerks, servants or agents’ shall respectively be substituted, and in the last paragraph after the words “on behalf of importers”, the words “or exporters” shall be inserted.
11. In Form F appended to the principal Rules, after the second paragraph, the heading “Special restrictions, if any” shall be inserted.

(No. 72.)

S. VENKATESAN, Secy.